

NEBRASKA ADMINISTRATIVE CODE

TITLE 17 – NEBRASKA DEPARTMENT OF AERONAUTICS

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CHAPTER 2 – AIRPORT HAZARD AREA ZONING

001 Airport Hazard Area Description.

In accordance with Neb. Rev. Stat. §3-303 of the Airport Zoning Act, every political subdivision having an airport hazard area within the area of its zoning jurisdiction, must adopt, administer, and enforce, **at a minimum**, the following regulations for such airport hazard area as herein defined:

The Airport Hazard Area, as defined in Neb. Rev. Stat. §3-301 of the Airport Zoning Act, consists of Operation Zones, Approach Zones, Transition Zones, and Turning Zones. The outer boundary of the Hazard Area is constituted by the outer boundary of the Approach Zones and the Turning Zones. To assist in identifying the Hazard Area and the four zones, see 17 NAC 2.005.01 through 2.005.04.

002 Height Restriction. No building, transmission line, communication line, pole, tower, smoke-stack, chimney, wires, or other structure or appurtenance thereto of any kind or character shall hereafter be erected, constructed, repaired, or established, nor shall any tree or other object of natural growth be allowed to grow, above the heights described in 2.001 above.

003 Permit; Required and Exceptions.

003.01 Permit Required. It shall hereafter be unlawful to erect, construct, reconstruct, repair, or establish any building, transmission line, pole, tower, chimney, wires, or any other structure or appurtenance within the Hazard Area without first obtaining a permit from ____ (*insert name of the appropriate municipal office here*) _____. It shall also be unlawful to plant or replant any tree or other object of natural growth without the necessary permit.

003.02 Permit Exceptions.

003.02A Within the outer area of the Approach Zones, as shown on illustrations 005.01 through 005.04, and within the Turning Zones, no permit shall

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be required for any construction or planting that is not higher than seventy-five (75) feet above the nearest existing or proposed runway end.

003.02B The repair, reconstruction, or replacement of nonconforming electric facilities will be permitted in compliance with Neb. Rev. Stat. §3-311(3)

004 Location Sketch and Zoning Map The boundaries, Approach Zones, Operations Zone, Transition Zones, and Turning Zones of the airport are indicated on the Zoning Map that accompanies and is hereby made a part hereof by reference. A copy of the airport hazard area zoning regulations shall at all times be on file in the office of _____ (*insert name of the appropriate municipal office here*), Nebraska.

005 Zoning Map Illustrations. The following are illustrations of Airport Zoning Maps depicting the configuration of the Airport Hazard Area, Approach Zones, Operation Zones, Transition Zones, and Turning Zones: